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Feb-14-2006 11:07am From-ALSTON AND BIRD

4048817777

T-007 P.002/003 F-812

Attorney's Docket No. 028/006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2006 FEB 14 PM 1:52

In re: **Brient** Confirmation No.: 6795
Appl. No.: 10/726,419 Group No.: 3751
Filed: December 2, 2003 Examiner: **Mauet, Timothy Lewis**
For: **METHODS AND APPARATUSES FOR DISPENSING CONDIMENTS**

MAIL STOP 16
Director of the US Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND
(Improper Charge of Credit Card)

1. **REFUND REQUEST:** This is a request for a refund of \$510.00, with respect to the charge to American Express Credit Card Account No. 3725-236158-94004 for Fee Code 2253, shown on the enclosed statement dated January 27, 2006, for the above-identified patent application.
2. **EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR:** We were charged the \$510.00 fee for a 3 month Extension of Time twice. We were charged December 28, 2005 and December 30, 2005.
3. **MANNER OF REFUND:** Please make refund by crediting our American Express Credit Card Account # 3725-236158-94004.

Respectfully submitted,

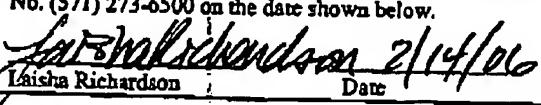


Scott E. Brient
Registration No. 44,561
(Prosecuted pro se)

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(770) 642-4762 (Home Telephone)
(404) 881-7728 (Work Telephone During
Normal Business Hours)

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office Fax No. (571) 273-6500 on the date shown below.


Laisha Richardson

Date

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Feb-14-2008 11:08am From ALSTON AND BIRD

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T-007 P.003/003 F-812

Prepared For
SCOTT E BRIENTAccount Number
XXXXX-XXXXX8-84004Opening Date
01/27/06

Page 3 of 8

New Activity Continued

Foreign Currency conversion rate is
base rate plus 2%. See page 3 for details.

			Foreign Spending	Amount
12/26/05	CENTRAL AMERICA.COM PORT FERRERIA FL			120.00
12/26/05	1000-0120 TRAVEL AGENTS 01/26/06			10.00
12/28/05	ANNUAL MEMBERSHIP FEE SCOTT E BRIENT PERIOD 02/06 THRU 01/07			85.00
12/28/05	US PATENT TRADEMARK 703-3054631 VA 10726419 GOVERNMENT SERVICES 12/28/05			510.00
12/29/05	KONKOS 1567 MARIETTA GA 056465834 QUICK PRINTING 12/29/05			6.89
12/29/05	USPS 1204440688 MARIETTA GA 204440688 POSTAL SERVICES 12/29/05			13.66
12/29/05	TLJUANA JOES CANTINA MARIETTA GA 300028818 FOOD AND BEVERAGE 12/29/05			34.48
12/30/05	PUBLIX STR# 0514 ATLANTA GA 14005 GROCERIES 12/30/05			26.83
12/30/05	US PATENT TRADEMARK 703-3054631 VA 10726419 GOVERNMENT SERVICES 12/30/05			510.00
12/31/05	GODADDY.COM (480)624-2500 32941375 24/OTHE 12/31/05			248.40
12/31/05	THE MELTING POT RESTALPHARETTA GA 59930030 FOOD-BEV 12/31/05			17.88
12/31/05	THE MELTING POT RESTALPHARETTA GA 59930078 FOOD-BEV 12/31/05			189.05
01/01/06	SIRIUS SAT RADIO SVC888-539-7474 NY T1,400728 SAT RADIO 01/01/06			38.85
01/03/06	RISING ROLL ATLANTA GA 000351056 FOOD/BEVERAGE 01/03/06			8.95
01/04/06	AMAZON.COM SUPR RSTORAMZN.COM/BILL WA 3MUKLWTVZ MERCI LANDISE 01/04/06			11.24
01/04/06	AMAZON.COM SUPR RSTORAMZN.COM/BILL WA 9381P0000 MERCHANTISE 01/04/06			22.49
01/06/06	BP 24119 ATLANTA GA BP PAY AT PUMP42411918 01/06/06			42.16
01/08/06	KROGER #497 SHOSWELL GA 049782768 GROCERIES/SUNDRIES 01/08/06			25.37
01/08/06	KROGER #497 SHOSWELL GA 049781261 GROCERIES/SUNDRIES 01/08/06			18.26
01/08/06	KROGER #497 SHOSWELL GA 049781313 GROCERIES/SUNDRIES 01/08/06			33.19
01/11/06	GODADDY.COM (480)624-2500 33446753 24/OTHE 01/11/06			36.00
01/11/06	THAI CHILI MIDTOWN ATLANTA GA 39990048 FOOD/BEVERAGE 01/11/06			37.77
01/12/06	FOR EYES OPTICAL MODHIALEAH FL 123000070 OPTICIAN 01/12/06			116.45
01/15/06	KROGER #497 SHOSWELL GA 049781950 GROCERIES/SUNDRIES 01/15/06			12.83
01/15/06	THAI HOUSE ROSWELL GA 0000956001 01/FOOD AND BEVERAGE 01/15/06			24.35
01/17/06	YOURMUSIC.COM CS@YRMUS.COM IN 1240735 CD SUBSCRIPTION SITE 01/17/06			5.99
01/17/06	YOURMUSIC.COM CS@YRMUS.COM IN 1241279 CD SUBSCRIPTION SITE 01/17/06			5.99

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ALSTON&BIRD LLP

One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3424
404-881-7000
Fax 404-881-7777

TELECOPY**PLEASE DELIVER AS SOON AS POSSIBLE****Date:**February 14, 2006**Recipient:**

Mail Stop 16

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571-273-6500

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Scott E. Brient

Message:Number of Pages: (including cover page) **IF NOT RECEIVED PROPERLY, PLEASE NOTIFY US IMMEDIATELY AT 404-881-7728.**

USER CODE:	BRIES	REQUESTED BY:	Laisha Richardson
CLIENT/MATTER:	028/006	OPERATOR:	

Alston & Bird

PAGE 1/3 *RCVD AT 2/14/2006 11:06:20 AM [Eastern Standard Time] *SVC:USPTO-EFYRF-629 *DNIS:2736500 *CSID:4048817777 *DURATION (mm:ss):00:58

PATENT *IPW*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. 10/726,419
Applicant(s): Brent
Filed: December 2, 2003
Art Unit: 3751
Examiner: Maust, Timothy Lewis
Title: METHODS AND APPARATUSES FOR DISPENSING CONDIMENTS

Confirmation No.: 6795

Docket No.: 028/006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of 3 months to respond to the Office Action dated 6/24/2005.
2. Applicant is a small entity; other than a small entity.
3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months <u>Requested</u>	Fee For Other Than Small Entity	Fee for Small Entity
one month	\$120.00	\$60.00
two months	\$450.00	\$225.00
three months	\$1,020.00	\$510.00
four months	\$1,590.00	\$795.00
five months*	\$2,160.00	\$1,080.00

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

A USPTO credit card payment form (PTO-2038) in the amount of \$510.00 is enclosed.

Respectfully submitted,

Scott E. Brent
Registration No. 44,561

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Roswell, GA 30075
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Fax 404 253-8291

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 27, 2005

Scott E. Brent

Adjustment date: 03/03/2006 SFELEKE1
01/03/2006 MBERHE 00000012 10726419
01 FC:2253 -510.00 OP

Refund Ref: 0030029544
Credit Card Refund Total: \$510.00
Ref Date: 03/03/2006
Am Exp.: XXXXXXXX4004